

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

XPOINT TECHNOLOGIES, INC.,

Plaintiff,

v.

MICROSOFT CORP., et al.,

Defendants.

Civil Action No. 09-CV-00628 (SLR)

AFFIDAVIT OF MAILING PURSUANT TO LOCAL RULE 4.1(b)

STATE OF DELAWARE)
) SS.
COUNTY OF NEW CASTLE)

I, Sean M. Brennecke, being duly sworn, depose and say:

1. I am an attorney with the law firm of Bouchard Margules & Friedlander, P.A., counsel to Xpoint Technologies, Inc., plaintiff in the above-captioned action and I am duly authorized to make this affidavit on plaintiff's behalf and to represent the facts set forth herein.

2. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint for Patent Infringement (the "Amended Complaint") on Asus Computer International, by Registered Mail, Return Receipt Requested, at the address listed below:

Asus Computer International
800 Corporate Way
Fremont, CA 94539

3. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint on Acer America Corporation, by Registered Mail, Return Receipt Requested, at the address listed below:

Acer America Corporation
333 West SanCarlos Street
Suite 1500
San Jose, CA 95110

4. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009 plaintiff served a summons and copy of the Amended Complaint, on Alacritech, Inc., by Registered Mail, Return Receipt Requested, at the address listed below:

Alacritech, Inc.
1995 North First Street
San Jose, CA 95112

5. Pursuant to 10 *Del. C.* § 3104, on September 21, 2009, plaintiff served a summons and copy of the Amended Complaint on LG Electronics Mobilecomm USA, Inc., by Registered Mail, Return Receipt Requested, at the address listed below:

LG Electronics Mobilecomm USA, Inc.
10101 Old Grove Road
San Diego, CA 92131

6. A representative of each defendant received and accepted the summons and Amended Complaint, as evidenced by the return postal receipts attached hereto as Exhibits 1-4.



Sean M. Brennecke (# 4686)

SWORN TO AND SUBSCRIBED before me
this 5th day of October, 2009.


Notary Public

LYNN MARIE HERITAGE
NOTARY PUBLIC
STATE OF DELAWARE
My commission expires March 10, 2010